

**LAW OFFICES OF RONALD A.
MARRON, APLC**

RONALD A. MARRON (SBN 175650)

ron@consumersadvocates.com

SKYE RESENDES (SBN 278511)

skye@consumersadvocates.com

651 Arroyo Drive

San Diego, California 92103

Telephone: (619) 696-9006

Facsimile: (619) 564-6665

Attorneys for Plaintiffs and the Class

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

KIM ALLEN and LAINIE
RIDEOUT, on behalf of themselves,
all others similarly situated, and the
general public,

Plaintiffs,

v.

SIMILASAN CORPORATION

Defendant.

Case No.: 3:12-cv-376-BAS(JLB)
CLASS ACTION

**DECLARATION OF RONALD A.
MARRON IN SUPPORT OF JOINT
EX PARTE MOTION TO CORRECT
SCRIVENER'S ERROR IN
SETTLEMENT AGREEMENT AND
CLARIFY NOTICE**

I, Ronald A. Marron, hereby declare:

1. I am counsel of record for Plaintiffs and the Class in this action. I am a member in good standing of the State Bar of California, the United States District Court for the Northern, Central, Eastern and Southern Districts, and the Ninth Circuit Court of Appeal.

2. I submit this Declaration in support of the parties' Joint Ex Parte Motion to Correct Scrivener's Error in Settlement Agreement and Clarify Notice. I make this Declaration based on my personal knowledge and, if called to testify, I could and would competently testify to the matters contained herein.

1 3. The parties in this action intended for the Settlement Agreement to have a
2 thirty-day window between the opt out/objection deadline and the Final Approval
3 Hearing. When the Settlement Agreement was prepared, a deadline of twenty-one days
4 was mistakenly left in one part of the Agreement (paragraph 9.5.5), but the correct
5 thirty-day window was included in other parts of the Agreement (paragraphs 9.5.1 –
6 9.5.3). This was purely a scrivener’s error and does not reflect the intent of the parties.
7 Consistent with paragraphs 9.5.1 through 9.5.3, the briefing on the issue, and the
8 resulting Preliminary Approval Order (Dkt. 204), there should be a thirty-day window
9 so that Class Counsel can review any objections and brief any issues raised by the
10 objections, with sufficient time for the Court to review both. The scrivener’s error in
11 9.5.5 is not substantive and should be corrected to be consistent with other provisions
12 on the same subject, namely, that a thirty-day window be provided.

13 4. In my opinion, the parties’ modified notice plan, which will include
14 Spanish language translation and Telephone Support, complies with due process.

15 I declare under penalty of perjury under the laws of the United States that the
16 foregoing is true and correct.

17 Executed on this 18th day of May 2016 in San Diego, California.

18 /s/ Ronald A. Marron
19 RONALD A. MARRON
20 ron@consumersadvocates.com

21 ***Class Counsel***
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